

PART B - FEE(S) TRANSMITTAL

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NOV 18 2004

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02292 7590 09/16/2004

**BIRCH STEWART KOLASCH & BIRCH, LLP
PO BOX 747
FALLS CHURCH, VA 22040-0747**

11/19/2004 NNGUYEN2 00000005 10664167

01 FC:2501 685.00 OP
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(Depositor's name)

(Signature)

(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/664,167	09/17/2003	Nan-Yuan Huang	2450-0550P	4191

TITLE OF INVENTION: DOUBLE SLEEVE SHRINKABLE LABEL INSERTING MACHINE

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$665 \$685.00	\$961	\$965	12/16/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
GERRITY, STEPHEN FRANCIS	3721	053-557000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).	2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.
3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)	1 <u>BIRCH, STEWART,</u> 2 <u>KOLASCH & BIRCH, LLP</u> 3 _____

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): Individual Corporation or other private group entity Government

4a. The following fee(s) are enclosed:

- Issue Fee
- Publication Fee (No small entity discount permitted)
- Advance Order - # of Copies four (4)

4b. Payment of Fee(s):

- A check in the amount of the fee(s) is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Director is hereby authorized to charge the required fee(s), or credit any overpayment, to Deposit Account Number 02-2448 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature Joe McKinney Muncy

Date November 18, 2004

Typed or printed name Joe McKinney Muncy

Registration No. 32,334

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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MS PGPUB
PATENT
2450-0550P

IN THE U.S. PATENT AND TRADEMARK OFFICE

APPLICANT(S): HUANG, Nan-Yuan

CONF.: 004191

APPL. NO.: 10/664,167

GROUP: 3721

FILED: September 17, 2003

EXAMINER: GERRITY, S. F.

FOR: DOUBLE SLEEVE SHRINKABLE LABEL INSERTING
MACHINE

REPLY TO ERRONEOUS INDICATION OF PUBLICATION FEE DUE

MS PGPUB

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The following was received in the above-identified application:

- A separate Notice of Publication Fee Due
- A Notice of Allowance with an indication of Publication Fee Due.

It is believed that this requirement for a publication fee by the USPTO is in error. In particular, the above-identified application:

- Has had a Request and Certification Under 35 U.S.C. § 122(b)(2)(B)(i) for non-publication filed therein;
- Is a Design application;
- Should issue as a patent more than four (4) weeks prior to the projected publication date; or
- The application was only filed as a Request for Continued Examination (RCE), which does not trigger publication and according to 37 C.F.R. § 1.211(e) the publication fee should not be due.

In view of the Official Gazette Notice of July 31, 2001, 1248 O.G. 166, Applicant(s) hereby authorize the USPTO to charge the publication fee to Deposit Account 02-2448, if necessary.

However, the USPTO should **not charge** the Deposit Account if the patent issues within sufficient time to remove the application from the publication queue. The USPTO is requested to notify the undersigned if the Deposit Account is charged.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By:


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KM/sem